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20 **UNITED STATES DISTRICT COURT**  
21 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

22 ARC RIVERA and JACQUELYN  
23 HUTTO, individually and on behalf of  
24 others similarly situated,

25 Plaintiffs,

26 vs.

27 WESTERN EXPRESS, INC., doing  
28 business as WESTERN EXPRESS  
TRANSPORT OF CALIFORNIA,  
INC., a Tennessee Corporation; and  
DOES 1 through 10, inclusive,

Defendants.

) **CASE NO. 5:18-cv-01633-JGB-SHK**

) **CLASS ACTION**

) **NOTICE OF MOTION AND**

) **PLAINTIFFS' MOTION FOR**

) **ORDER GRANTING FINAL**

) **APPROVAL OF CLASS ACTION**

) **SETTLEMENT AND ENTERING**

) **JUDGMENT**

) Date: April 25, 2022

) Time: 9:00 a.m.

) Ctrm: 1 (2<sup>nd</sup> Floor)

) Judge: Hon. Jesus G. Bernal

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) Filed: May 15, 2018

) Trial date: None set

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14 and the Conditionally Certified Class

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1 PLEASE TAKE NOTICE that on April 25, 2022 at 9:00 a.m., in Courtroom  
2 1 of the above-captioned Court located at 3470 Twelfth Street, Riverside,  
3 California 92501, the Honorable Jesus G. Bernal presiding, Plaintiffs Marc Rivera  
4 and Jacquelyn Hutto, individually, and on behalf of the Conditionally Certified  
5 Class, will move this Court for an Order Granting Final Approval of Class Action  
6 Settlement and Entering Judgment.

7 This motion is based on this Notice of Motion, the Memorandum of Points  
8 and Authorities in Support, Declaration of Class Counsel Diana M. Khoury,  
9 Supplemental Declaration of Erin La Russa on behalf of CPT Group, Inc., the  
10 appointed Administrator, the Motion for Order Granting Award of Attorneys' Fees  
11 and Costs, and Class Representative Service Payments and supporting declarations  
12 (Dkt. Nos. 55 through 55-8), the Third Amended Joint Stipulation of Class Action  
13 Settlement (Dkt. No. 49-3), the Motion for Order Granting Preliminary Approval  
14 of Class Action Settlement and supporting declarations, (Dkt. Nos. 49 through 49-  
15 18), the Order Granting Preliminary Approval of Class Action Settlement (Dkt.  
16 52), the Order Granting Joint Stipulation to Continue Class Notice Mailing (Dkt.  
17 54), and all other records and files in this case, and such other matters as may be  
18 properly presented at or before the hearing.

19 Respectfully submitted,

20 COHELAN KHOURY & SINGER  
21 LEBE LAW APC  
22 DAVID YEREMIAN & ASSOCIATES, INC.  
23 SOMMERS SCHWARTZ, P.C.

24 Dated: March 28, 2022 By: s/ Diana M. Khoury  
25 Diana M. Khoury  
26 Attorneys for Plaintiffs and the Conditionally  
27 Certified Class

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